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January 4, 2024

Via ECF

Hon. Katherine Polk Failla (S.D.N.Y.)

MEMO ENDORSED

George Hofmann,

Chapter 7 Trustee of the Estate of Simply, Inc., v. *SOL Global, Inc.*, Case No. 22-CV-1007

Request to Adjourn OTSC Hearing

Your Honor:

I respectfully write on behalf of the Plaintiff and with the consent of all parties to request a further adjournment of the hearing on Plaintiff's Order To Show Cause ("OTSC") seeking a turnover of assets. The OTSC hearing is currently scheduled for January 11, 2024, at 10:00 AM.

As I informed the Court in my prior letter, I am suffering from a recent knee injury for which I will need surgery. Regrettably, I was informed by my surgeon that the surgery will need to be performed on January 11, 2024, and that I will need approximately 4 weeks to recover before I will be able to move around or attend an in-person hearing.

I ask the Court adjourn the conference for another four weeks. I have conferred with counsel for Defendants and the parties are available on February 13, 14, or 15, 2024. I hope to be sufficiently recovered to attend an in-person hearing by then, and I appreciate the accommodation by the Court and counsel.

Respectfully submitted,

/s/ *Miriam Tauber*

Miriam Tauber, *Attorney for Plaintiff*

Application GRANTED. The conference in this matter scheduled for January 11, 2024, is hereby ADJOURNED to **February 15, 2024**, at **4:00 p.m.** The Court wishes Ms. Tauber a safe surgery and speedy recovery.

The Clerk of the Court is directed to terminate the pending motion at docket number 65.

Dated: January 5, 2024
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE